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STATE OF ARIZONA

STATE OF ARIZONA FILED

JUN 0 1 2011

DEPARTMENT OF INSURANCE	DEPA	ARTMEN	IT OF	<b>INSUR</b>	ANCE
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In the Matter of

Merit Life Insurance Co.
(IN) (NAIC NO. 65951)

Docket No. 11A-052 -INS

Petitioner.

ORDER RELEASING DEPOSIT

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Upon the Petitioner's written application for the release of deposited funds, the Director shall issue an Order releasing and returning the deposited funds to the Petitioner to the extent that the deposit is in excess of the amount required. A.R.S. § 20-588(A)(2).

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## FINDINGS OF FACT

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- 1. Merit Life Insurance Co. ("Petitioner") is an Indiana domiciled insurer licensed to transact life & disability insurance in Arizona since October 31, 1962.
- 2. In connection with a 1988 merger of Petitioner and Tempco Life Insurance Company, the Arizona Department of Insurance ("Department") required Petitioner to post a deposit exclusively for the protection of Arizona policyholders.
- 3. The current amount of the deposit is approximately \$225,000 (Two hundred twenty five thousand dollars).
- 4. Pursuant to ARS § 20-588(A)(2), Petitioner filed an application dated April 29, 2011 for release of its deposit.

1	5. Petitioner has provided certification from the Indiana Insurance Commissioner				
2	that, as of December 31, 2010, it holds \$1,500,000 in securities in trust for the benefit of all				
3	policyholders and creditors of Petitioner.				
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5	CONCLUSIONS OF LAW				
6	The Indiana Insurance Commissioner certificate satisfies the trust deposit				
7	requirement prescribed in ARS § 20-213.				
8	2. The Director has no personal liability for the release of a deposit so made in				
9	good faith as provided in ARS § 20-588(B).				
10	3. Petitioner is entitled to the release of its deposit pursuant to ARS §§ 20-213				
11	and 20-588(A)(2).				
12	ORDER				
13	THEREFORE IT IS ORDERED that the deposit in the approximate amount of \$225,000				
14	shall be released to Petitioner.				
15	Dated this 3/5T day of May, 2011				
16	Dated tills <u>Sr</u> day of <u>racer</u> , 2011				
17	a Chitaller				
18	CHRISTINA URIAS  Director of Insurance				
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1	COPY of the foregoing mailed/delivered this <u>lst</u> day of <u>June</u> , 2011, to:	
2	June	
3	Robert A. Cole, President Merit Life Insurance Co.	
4	PO BOX 39 Evansville, IN 47701	
5	Evansvine, nv 47701	
6	Steve Ferguson, Assistant Director	
7	Leslie Hess, Legal Analyst Kelly Stephens, Compliance Section Manage	
8	Department of Insurance 2910 N. 44 <sup>th</sup> Street, Suite 210 Phoenix, AZ 85018	
9	Pricerix, AZ 630 to	
10		
11	Maidene Scheiner for Curvey Burton	
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